

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

Case No: [14-cv-02346-JCS and Consolidated Case No. 14-cv-05337-JCS](#)Case Name: Wit v. United Healthcare Insurance Company & Consolidated Case: Alexander v. United Healthcare

TRIAL SHEET, EXHIBIT and WITNESS LIST

CHIEF MAGISTRATE JUDGE: Joseph C. Spero	PLAINTIFF ATTORNEY: Caroline Reynolds, Carl S. Kravitz, Jason Cowart, Adam Abelson, Aitan Goleman	DEFENSE ATTORNEY: Jennifer Romano, Nathan Bualat, Jeffrey Rutherford, April Ross, Andrew Holmer
BENCH TRIAL DATE: 10/16/17	REPORTER(S): Joann Bryce & Kathy Sullivan	CLERK: Karen L. Hom

PLF NO.	DEF NO.	DATE/TIME OFFERED	ID	REC	DESCRIPTION
		8:20 AM			All parties and counsel present.
		8:32 AM			Court convened. Defendants housekeeping issue regarding evidence for class certification. Plaintiffs housekeeping issue regarding deposition designations and counter designations and where time should be allocated.
		8:39 AM			Plaintiffs' opening statement by Carolyn Reynolds
		9:16 AM			Defendant's opening statement by Jennifer Romano
1-224		9:55 AM	X	X	Exhibits 1-224 Level of Care Guidelines.
880		9:56 AM			Stipulation of Facts, ECF Dkt 257 is admitted as a new exhibit.
		9:57 AM			Dr. Marc Fishman. Clerk administered witness oath. Direct exam by Aitan Goleman
670		10:00 AM	X	X	Exh. 670 – CV of Dr. Fishman
642		10:08 AM	X	X	Exh 642 ASAM PPC-2R, Second Edition-Revised, 2001
662			X	X	Exh 662 The ASAM Criteria, Third Edition, 2013
		10:23 AM	X		Exh 881A – pg 5 (demonstrative) & Exh 881B (demonstrative).
		10:45 AM			Court recessed for short break.
		11:08 AM			Court reconvened. Continued direct exam of Dr. Fishman by Aitan Goleman.
		12:34 PM			Court recessed for lunch. Court to reconvene at 1:30 PM
		1:25 PM			All counsel and parties present.
		1:40 PM			Court reconvened. Continued direct exam of Dr. Fishman by Goleman.
661		1:43 PM	X	X	Exh 661 State of Texas Department of Health. (1999). Standards for Reasonable Cost Control and Utilization Review for Chemical Dependency Treatment Centers

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PLF NO.	DEF NO.	DATE/TIME OFFERED	ID	REC	DESCRIPTION
699		1:49 PM	X		Exh 699 – Objection. Sustained.
700			X		Exh 700 – Objection. Sustained.
701			X		Exh 701 – Objection. Sustained.
882		1:54 PM	X		Exh 882
880		2:04 PM	X		Exh 880
		2:10 PM			Cross-Examination. Court held discussion regarding the guidelines and parties shall focus on what's right and what's wrong with the guidelines.
		2:18 PM			Cross-exam of Fishman by Jeffrey Rutherford
		3:14 PM			Re-direct exam of Fishman by Aitan Goleman.
		4:01 PM			Court recessed for the day.
					Bench trial continued to 10/17/17 at 8:30 AM.
					Time: Plaintiff: 19:45:55 Defendant: 22:25:19